

ORIGINAL

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS

FILED

AUG - 1 2016

2:15 pm

CLERK, U.S. DISTRICT COURT

By

Deputy

JOE GONZALES

A 300 830 77

B.O.P. FORT WORTH FCI

P.O. BOX 15330

FORT WORTH, TX. 76119

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

JOE GONZALES,

PLAINTIFF

v.

WAT SGT. HILL, ETAL.

DEFENDANTS.

No. 4:16-CV-291-A

NOTICE OF  
APPEAL

NOTICE IS HEREBY GIVEN THAT PLAINTIFF  
IN THE ABOVE CAPTIONED CASE HEREBY APPEALS  
TO THE UNITED STATES COURT OF APPEALS FOR  
THE FIFTH CIRCUIT FROM THE FINAL JUDGMENT  
ENTERED IN THIS ACTION ON THE 15TH DAY OF  
JULY, 2016. THE GROUNDS FOR APPEAL IS THE  
DISTRICT COURT ERRED BY CONVERTING DEFENDANTS  
RULE 12 (b)(6) MOTION TO DISMISS INTO A RULE 56  
MOTION FOR SUMMARY AND RELYING ON MATTERS OUT-  
SIDE THE PLEADINGS WITHOUT GIVING PARTIES NOTICE  
AND AN OPPORTUNITY TO CONDUCT DISCOVERY AND  
REQUIRES REVERSAL.

DATE: JULY 28, 2016

Joe Gonzales  
JOE GONZALES

## CERTIFICATE OF SERVICE

I CERTIFY THAT I MAILED PLAINTIFFS  
NOTICE OF APPEAL TO THE FOLLOWING:

STEPHEN C. MAXWELL AND DANIEL P. SULLIVAN  
BAILEY & GALEYEN, 1300 SUMMIT AVE., SUITE 650  
FORT WORTH, TX., 76102

LUIS A. GALINDO, 600 FT. WORTH CLUB BUILDING,  
306 WEST 7TH ST., FT. WORTH, TX., 76102

KENNETH E. EAST, FOSTER & EAST, 9001 AIRPORT  
FREEWAY SUITE 675, N. RICHLAND HILLS, TX., 76180

I CERTIFY UNDER PENALTY OF PERJURY THAT THE  
FOREGOING IS TRUE AND CORRECT. EXECUTED ON  
JULY 28, 2016.

Joe Gonzales

JOE GONZALES

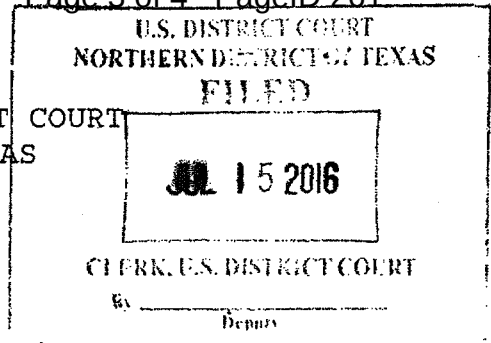
# 30083-077

B.O.P. FORT WORTH FLI

P.O. BOX 15330

FORT WORTH, TX. 76119

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION



JOE GONZALES,

Plaintiff,

VS.

SWAT SGT. HILL, ET AL.,

Defendants.

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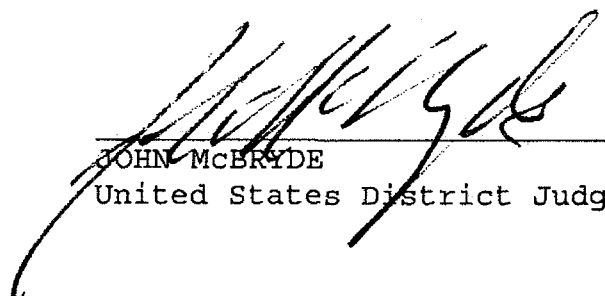
NO. 4:16-CV-291-A

FINAL JUDGMENT

Consistent with the court's memorandum opinion and order of even date herewith,

The court ORDERS, ADJUDGES, and DECREES that the claims of plaintiff, Joe Gonzales, against defendants, SWAT Sergeant Hill, Officer Harris, Officer Villeneuve, Officer Cunningham, Officer Clowers, Officer Brian Gentry, and Officer Dennis Alise, be, and are hereby, dismissed.

SIGNED July 15, 2016.

  
JOHN MCBRYDE  
United States District Judge

Joe Gonzales # 30083-077  
Federal Correctional Institution  
P.O. Box 15330  
Fort Worth Texas 76119

Legal Mail

Mailed July 28, 2016

7610289759 0024



30083-077  
U.S. District Court Clerk  
501 W 10TH ST  
Room#310  
FORT WORTH, TX 76102  
United States

U.S. DISTRICT COURT  
FORT WORTH DIVISION  
2016 AUG -1 PM 2:16  
CLERK OF COURT



Federal Correctional Institution  
3150 Barton Rd.

Fort Worth, TX 76119  
Date 7/24/16

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